

(JSD101)

NO. 2002CR7042

STATE OF TEXAS VS. DAVID CEBALLOS

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the defendant is guilty of the offense stated above, and, the Court having reviewed the presentence investigation report, the punishment is fixed as determined by the Court, and the State of Texas do have and recover of said defendant all court costs in this prosecution expended for which execution will issue.

And thereupon on the 7TH OF June, 2004 the Court asked the Defendant whether the Defendant had anything to say why said sentence should not be pronounced upon said Defendant, and the Defendant answered nothing in bar thereof. Whereupon the Court proceeded, in the presence of said Defendant and the Defendant's attorney, to pronounce sentence upon said Defendant as follows:

It is ORDERED by the Court that the Defendant, who has been adjudged guilty of the offense stated above, be and is hereby sentenced to the punishment stated above. The Defendant shall be taken by the authorized agent of the State of Texas or by the Sheriff of Bexar County, Texas, and by him safely delivered to the Director of the Institutional Division of the Texas Department of Criminal Justice, there to be imprisoned in the manner and for the period aforesaid. The defendant is hereby remanded to the custody of the Sheriff, until such time as the Sheriff can obey the directions of this sentence.

The Court finds that as of the date of sentencing, the defendant has been in custody on this charge for a period of 3 DYS.

The Court thereupon fully advised the defendant as to the law regarding the filing of Motions for New Trial, Motions in Arrest of Judgment, and Notice of Appeal.

THE COURT FINDS AFFIRMATIVELY THAT THE DEFENDANT USED OR EXHIBITED A DEADLY WEAPON AS DEFINED IN SEC 1.07(A) 17(A) PENAL CODE, DURING THE COMMISSION OF THE OFFENSE AS CHARGED IN THE INDICTMENT. ARTICLE 42.12 SEC. 36 (A) (2), C.C.P.

SIGNED and ENTERED of Record this 10th day of June 2004.

Notice of Appeal: ADVISED

Pat Priest, Sr. District Judge
Sitting By Assignment

for JUDGE
BERT RICHARDSON
379TH DISTRICT COURT
BEXAR COUNTY, TEXAS

Prepared by 07890



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